

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 05-957-H5/EX03-079C-US)**

In the Application of:)
Plowman et al.)
Serial No.: 10/532,406) Examiner: TBD
International Application No. PCT/US03/33511) Group Art Unit: TBD
Filing Date: April 22, 2005) Confirmation No.: 5784
For: MAPK7 AS MODIFIER OF BRANCHING MORPHOGENESIS AND METHODS OF USE)

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application.

1. We are transmitting herewith the attached:

- a) Petition Under 37 C.F.R. § 1.137(b);
- b) Copy of Notification of Missing Requirements mailed on August 11, 2005;
- c) Copy of Notification of Abandonment mailed on July 21, 2006;
- d) Executed Declarations; and
- e) Return Postcard.

2. With respect to fees:

- a) A fee of \$1,500.00 for filing a Petition Under 37 C.F.R. § 1.137(b) and a surcharge fee of \$130.00 is due.
- b) Enclosed is a check in the amount of \$1,630.00.
- c) General Authorization: Please charge any underpayment or credit any overpayment our Deposit Account No. 13-2490.

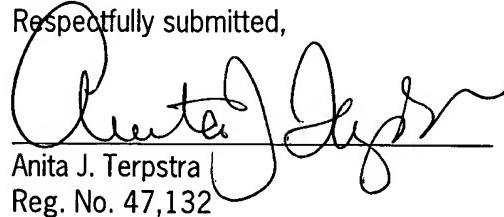
08/30/2006 MKAYPAGH 00000138 10532406

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3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described above, are being deposited with via Express Mail mailing label no. EV839413804US in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 24 day of August, 2006.

Respectfully submitted,



Anita J. Terpstra
Reg. No. 47,132

Date: August 24, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,406	Gregory D Plowman	EX03-079C-US
INTERNATIONAL APPLICATION NO.		
PCT/US03/33551		
LA. FILING DATE	PRIORITY DATE	
10/22/2003	10/23/2002	
CONFIRMATION NO. 5784		
371 FORMALITIES LETTER		
 OC00000016748274		

Date Mailed: 08/11/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/22/2005
- Copy of the International Search Report filed on 04/22/2005
- Biochemical Sequence Diskette filed on 04/22/2005
- Oath or Declaration filed on 04/22/2005
- Biochemical Sequence Listing filed on 04/22/2005
- Request for Immediate Examination filed on 04/22/2005
- U.S. Basic National Fees filed on 04/22/2005
- Priority Documents filed on 04/22/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity.

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,406	PCT/US03/33551	EX03-079C-US

FORM PCT/DO/EO/905 (371 Formalities Notice)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,406	Gregory D Plowman	EX03-079C-US
		INTERNATIONAL APPLICATION NO.
		PCT/US03/33551
23500 PATENT DEPT EXELIXIS, INC. 170 HARBOR WAY P.O. BOX 511 SOUTH SAN FRANCISCO, CA 94083-0511	I.A. FILING DATE	PRIORITY DATE
	10/22/2003	10/23/2002
DOCKETED		CONFIRMATION NO. 5784
AUG - 3 2006		371 ABANDONMENT/TERMINATION LETTER
DUE DATE: <u>2109</u> BY: <u>2109</u>		 *OC000000019707076*

Date Mailed: 07/21/2006

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 08/11/2005 within the time period set therein.

DOCKETED
Exelixis, Inc.
 JUL 31 RECD

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY